



## COUNCIL MEETING RESULTS

### CITY OF SURPRISE

#### Regular City Council Meeting Agenda

16000 N. Civic Center Plaza

Surprise, AZ 85374

Tuesday, March 3, 2015 @ 6:00 PM

COUNCIL CHAMBERS

- A. Call To Order
- B. Roll Call – CM Winters was absent for Regular Meeting!
- C. Pledge of Allegiance
- D. PROCLAMATION AND COMMUNITY ACKNOWLEDGEMENTS
- E. City Manager Report:
- F. City Attorney Report:
- G. City Clerk Report: - Voter Outreach Program Report
- H. Regular City Council Meeting Agenda:

Approval of items on the Consent Agenda – all items with an asterisk (\*) are considered to be routine matters and will be enacted by one motion and one roll call vote to the City Council. There will be no separate discussion on these items unless a Councilmember requests, in which event the item will be removed from the consent agenda and considered in its normal sequence on the agenda.

Consent Agenda: M: Hall 2<sup>nd</sup>: Williams Vote: 6 yes votes, 1 absent (Winters) with removal of Item #6.

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|----|-------------------|--|--|
| 1. | District Citywide | Consideration and action on the meeting minutes of February 17, 2015 Regular City Council Work session and Regular City Council Meeting.   | Approved<br>Sherry Ann<br>Aguilar,<br>City Clerk     |
| 2. | District 4        | Consideration and action to approve a request by Fred Khosho for Acquisition of Control of a Series #10 liquor license for Cindy's Mini Market #2 located at 15444 Greasewood Street, Surprise, AZ. 85374 (Current License #10074897).   | Approved<br>Sherry Ann<br>Aguilar, City<br>Clerk MMC |
| 3. | District 3        | Consideration and action to approve a Sampling License for Wal-Mart Supercenter #5429 located at 14111 North Prasada Gateway, Surprise, AZ. 85388 (Current License #09070272).   | Approved<br>Sherry Ann<br>Aguilar, City<br>Clerk MMC |
| 4. | District 5        | Consideration and action to approve Sampling Licenses for Wal-Mart Neighborhood Market #4218 located at 15431 W. Greenway Road, Surprise, AZ. 85374 (Current license #09070028) and Wal-Mart Supercenter #5429 located at 14111 N. Prasada Gateway, Surprise, AZ. 85388 (current license #09070272). | Approved<br>Sherry Ann<br>Aguilar, City<br>Clerk MMC |

5.	District 3	Approval of Final Plat for the Pet Club retail facility generally located on the southwestern corner of North Cotton Lane and West Greenway Road; Resolution 2015-19.	Approved Hobart Wingard - Community Development
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6.	District Citywide	Consideration and action accepting grant funding from the State of Arizona Pre Disaster Mitigation Program in the amount of \$18,675 and amending the fiscal year 2015 budget in the amount of \$24,900; Resolution 2015-23.	<b>Continued to March 17<sup>th</sup> Council Meeting.</b>
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M: Biundo 2<sup>nd</sup>: Williams Vote: 6 yes votes to continue to March 17<sup>th</sup>, 2015 Council Meeting, 1 absent (Winters)

Regular Agenda Item - Non-Public Hearing:

7.	District Citywide	Discussion and presentation regarding Operating Budget Revenue	No Action Lindsey Duncan, Finance Director
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8.	District Citywide	Consideration and action amending the fiscal year 2015 budget in the amount of \$396,000 to establish the clubhouse improvements project (21514); Resolution 2015-01.	Approved Mark A. Coronado, Director - Community & Recreation Services
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M: Hall 2<sup>nd</sup>: Williams Vote: 6 yes votes, 1 absent (Winters)

9.	District Citywide	Consideration of Action approving and authorizing the Mayor to execute an Intergovernmental Agreement between the City of Surprise and the Arizona Water and Wastewater Agency Response Network (AZWARN) memorializing the terms and procedures for requesting emergency response for water and wastewater utilities outside a utility service area in times of emergencies; Resolution 2014-104.	Approved Terry Lowe, Director Water Resource Management Department
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M: Williams 2<sup>nd</sup>: Tande Vote: 6 yes votes, 1 absent (Winters)

10.	District Citywide	Consideration and action approving an intergovernmental agreement with Arizona Department of Transportation for transportation alternative non-infrastructure funds and amending the FY2014-15 budget in the amount of \$72,500 for the completion of a Safe Routes to School Action Plan for	Approved Martin Lucero, Community Development
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Arizona Charter Academy, Imagine Rosefield, and Imagine Preparatory required by an awarded Transportation Alternative Non-Infrastructure Grant; Resolution 2015-24.

M: Biundo                      2<sup>nd</sup>: Tande                      Vote: 6 yes votes, 1  
absent (Winters)

11. District 4                      Consideration and action amending the fiscal year 2015 budget to establish the Jerry Street and Rimrock drainage improvements capital project and entering into an Intergovernmental Agreement (IGA) with Maricopa Flood Control for small project assistance; Resolution 2015-22.                      Approved  
Karl Zook,  
Public  
Works  
Department
- M: Villanueva                      2<sup>nd</sup>: Williams                      Vote: 6 yes votes, 1  
absent (Winters)

I. Call To The Public: None

INSTRUCTIONS: In order to address the City Council, you will need to fill out a Call to the Public Form available at the front counter, and then turn it in to the City Clerk before the meeting begins. Download the Call to the Public form (*PDF download requires Adobe Acrobat Reader*)  
Fill out the Call to the Public form online If submitting form electronically, please submit to City Clerk at least one hour before the meeting start time.  
The Call to the Public form is also available at the front counter.

Note: A.R.S. 38-431.01(H) - During this time members of the public may address City Council on any item not on the agenda. At the conclusion of the open call, City Council may respond to criticism, may ask staff to review the matter or may ask that the matter be put on a future agenda. No discussion or action shall take place on any item raised.

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J. Other Business and Future Agenda Items:

Biundo – Requested a Communiversity Report at future work session.  
Hall – Encouraged Council to oppose SB 1435 – Relating to Open Meeting Law, asked for possible resolution opposing this bill.

K. Mayor/Council Reports:

L. Executive Session:

For information Purposes; Upon a public majority vote of a quorum of the City Council, the Council may hold an executive session, which will not be open to the public, but for only the following

purposes:

- discussion or consideration of personnel matters (A.R.S. §38-431.03 (A)(1));
- discussion or consideration of records exempt by law from public inspection (A.R.S. §38-401.03 (A)(2));
- discussion or consultation for legal advice with the city's attorneys (A.R.S. §38-431.03 (A)(3));
- discussion or consultation with the city's attorneys regarding the city's position regarding contracts that are the subject of negotiations, in pending or contemplated litigation, or in settlement discussions conducted in order to avoid or resolve litigation (A.R.S. §38-431.03 (a)(4));
- discussion or consultation with designated representatives of the city in order to consider its position and instruct its representatives regarding negotiations with employee organizations (A.R.S. §38-431.03 (A)(5)); or
- discussion, consultation or consideration for international and interstate negotiations or for negotiations by a city or town, or its designated representatives, with members of a tribal council, or its designated representatives, of an Indian reservation located within or adjacent to the city or town. A.R.S. §38-401.03 (A)(6)).
- discussing or consulting with designated representatives of the city in order to consider its position and instruct its representatives regarding negotiations for the purchase, sale or lease of real property (A.R.S. §38-431.03 (A)(7)).

Confidentiality Requirements Pursuant to A.R.S. §38-431.03(C)(D): Any person receiving executive session information pursuant to A.R.S. §38-431.02 shall not disclose that information except to the Attorney General or County Attorney by agreement of the City Council, or as otherwise ordered by a court of competent jurisdiction.

The Board may vote to hold an executive session for the purpose of obtaining legal advice from the Board's attorney on any matter listed on the agenda pursuant to A.R.S. § 38-431.03(A)(3).

M. Adjournment: M: Williams 2<sup>nd</sup>: Biundo Vote: 6 yes votes to adjourn at 7:06 p.m.

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SHERRY ANN AGUILAR, CITY CLERK, MMC

**POSTED: March 4, 2015 @ 8:00 a.m.**

SPECIAL NOTE: PERSONS WITH SPECIAL ACCESSIBILITY NEEDS, INCLUDING LARGE PRINT MATERIALS OR INTERPRETER, SHOULD CONTACT THE CITY CLERK'S OFFICE @ 623.222.1200 OR TTY 623.222.1002, BY NO LATER THAN 24 HOURS IN ADVANCE OF THE REGULAR SCHEDULED MEETING TIME.